

**ASSEMBLY BILL**

**No. 1039**

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**Introduced by Assembly Member Perea**

February 18, 2011

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An act to amend Section 12711 of the Government Code, relating to Indian gaming.

LEGISLATIVE COUNSEL'S DIGEST

AB 1039, as introduced, Perea. Indian Gaming Special Distribution Fund.

Existing law creates in the State Treasury the Indian Gaming Special Distribution Fund for the receipt and deposit of moneys received by the state from certain Indian tribes pursuant to the terms of gaming compacts entered into with the state. Existing law authorizes moneys in that fund to be used for specified purposes, including for grants for the support of state and local government agencies impacted by tribal government gaming. Existing law declares the intent of the Legislature to establish a fair and proportionate system to award those grants.

This bill would declare the Legislature's intent to establish a fair and proportionate system to annually award those grants.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 12711 of the Government Code is
- 2 amended to read:
- 3 12711. (a) It is the intent of the Legislature to establish a fair
- 4 and proportionate system to award *annual* grants from the Indian

1 Gaming Special Distribution Fund for the support of local  
2 government agencies impacted by tribal gaming. It is also the intent  
3 of the Legislature that priority for funding shall be given to local  
4 government agencies impacted by the tribal casinos that contribute  
5 to the Indian Gaming Special Distribution Fund.

6 (b) It is the intent of the Legislature that in the event that any  
7 compact between any tribe and the state takes effect on or after  
8 the effective date of this chapter, or that any compact between any  
9 tribe and the state that took effect on or before May 16, 2000, is  
10 renegotiated and reexecuted at any time after its initial effective  
11 date, money provided to the state by a tribe pursuant to the terms  
12 of these compacts shall be applied on a pro rata basis to the state  
13 costs for the regulation of gaming and for problem gambling  
14 prevention programs in the Office of Problem and Pathological  
15 Gambling within the State Department of Alcohol and Drug  
16 Programs.

17 (c) It is the intent of the Legislature that if any compact between  
18 any tribe and the state takes effect on or after the effective date of  
19 this chapter, or if any compact between any tribe and the state that  
20 took effect on or before May 16, 2000, is renegotiated and  
21 reexecuted at any time after its initial effective date, any revenue  
22 sharing provisions of that compact that requires distributions to  
23 nongaming or noncompact tribes shall result in a decrease in the  
24 amount that the Legislature appropriates pursuant to this chapter.